

Please type a plus sign (+) inside this box → ☐

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**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)

TRANSMITTAL FORM (to be used for all correspondence after initial filing)		Application Number	09/833,667
		Filing Date	April 13, 2001
		First Named Inventor	M. KUNTIMADDI
		Group Art Unit	3711
		Examiner Name	A. Hunter
Total Number of Pages in This Submission	20	Attorney Docket Number	20002.0041

ENCLOSURES (check all that apply)

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Response. <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Statement Claiming Small Entity Status <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition Routing Slip (PTO/SB/69) and Accompanying Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> CD, Number of CD(s)	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): 1. Petition to Withdraw Holding of Abandonment Based on Failure to Receive Office Action 2. Copy of Docket Record 3. Copy of Revocation and Power of Attorney documents filed March 20, 2002 4. Copy of Notice of Abandonment received from Applicants' former representatives
Remarks		RECEIVED JUN 04 2003 TECHNOLOGY CENTER #3700

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	John P. Mulgrew, Reg No. 47,809 SWIDLER BERLIN SHEREFF FRIEDMAN, LLP
Signature	
Date	May 27, 2003

CERTIFICATE OF MAILINGI hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on this date:

Typed or printed name

Signature

Date



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: M. KUNTIMADDI *et al.*

Attorney Docket No: 20002.0041

Application No.: 09/833,667

(formerly 174-885)

Group Art Unit: 3711

Filed: April 13, 2001

Examiner: A. Hunter

For: GOLF BALLS CONTAINING INTERPENETRATING POLYMER NETWORKS

**PETITION TO WITHDRAW HOLDING
OF ABANDONMENT BASED ON
FAILURE TO RECEIVE OFFICE ACTION**

Mail Stop Petition

Commissioner for Patents

PO Box 1450

Alexandria, VA 22313-1450

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Sir:

In response to the Notice of Abandonment mailed April 18, 2003, Applicants submit this petition to withdraw the holding of abandonment because the Office communication was not received by the attorney's representatives. What follows is a more detailed account of the filing and further evidence that the Office Action was never received.

Brief Explanation in Support of Petition

The Notice of Abandonment indicates that no reply was received in response to an Office letter mailed on October 2, 2002. To date, Applicants' current representatives have not received any correspondence directly from the Office for this matter. In addition, Applicants' representatives note that there is no evidence that the former representatives received the October 2, 2002 Office Action.

As required in MPEP § 711.03(c), Applicants' representatives attest that a search of the file jacket and docket records indicates that the Office communication was neither received directly from the Office nor received from the previous firm. Furthermore, a copy of the complete docket record for this application (where the non-received Office communication would have been entered had it been received) is attached herewith as Appendix A as further evidence that the Office action was not received. As illustrated, the docket is void of an Office

communication due to the fact that the communication was never received by Applicants' representatives. As such, Applicants were unable to respond to the Office communication.

Applicants filed a Revocation and Power of Attorney on March 20, 2002 (attached hereto as Appendix B), which reflected the change of representatives and correspondence address in this matter. Because several hundred files for U.S. and foreign patent applications, including the file for this matter, have been transferred from the former firm to the current firm, Applicants' former representatives regularly forward Office communications to the current representatives until instructions changing the correspondence address are carried out by the U.S. Patent Office. Moreover, delay in acknowledgment of the filed Revocation and Power of Attorney documents by the U.S. Patent Office has been quite common in these cases. Thus, instances where the Office does not appear to fully enter instructions of a Revocation and Power of Attorney, such as here where the correspondence address and attorney docket number do not appear to have been updated, are routinely addressed when Applicants' current representatives respond to Office communications requiring a response, such as an Office Action or, in this case, a Notice of Abandonment.

Immediately after receiving the Notice of Abandonment on May 15, 2003, Applicants' representatives confirmed from the docket and the file that the Office action was never received. A copy of the Notice of Abandonment with the date stamps of April 22, 2003 (previous firm) and May 15, 2003 (Applicants' current representatives) is attached herewith as Appendix C. In addition, the envelope used to send the Notice of Abandonment to Applicants' representatives is also included in Appendix C.

As discussed above, there is no evidence that would point to a conclusion that the Office action may have been lost after receipt rather than a conclusion that the Office action was lost in the mail. Neither the current representative nor the former firm has a history of not receiving Office actions.

The Revocation and Power of Attorney

As mentioned above, Applicants submitted a Revocation and Power of Attorney on March 20, 2002 indicating the change in representation and attorney docket number for this case, which is included as Appendix B. It appears that the attorney docket number and correspondence address remain unchanged. Applicants request that the change in representation, correspondence address, and attorney docket number be recorded and acknowledged.

Conclusion

For the reasons stated above, Applicants respectfully request withdrawal of the holding of abandonment. Should further information be required in order to act favorably to this petition, Applicants' representatives invite any such requests be made by telephone at the number provided below in order to expedite this matter.

No fee is believed to be due at this time. Should any fees be required, however, please charge such fees to Swidler Berlin Shereff Friedman, LLP Deposit Account No. 195127, Order No. 20002.0041.

Respectfully submitted,
SWIDLER BERLIN SHEREFF FRIEDMAN, LLP

Dated: May 27, 2003

By: 

John P. Mulgrew, Registration No. 47,809
SWIDLER BERLIN SHEREFF FRIEDMAN, LLP
3000 K Street, NW, Suite 300
Washington, DC 20007
(202) 424-7756 Telephone
(202) 295-8478 Facsimile

APPENDIX A
COPY OF DOCKET RECORD

A copy of the following document is attached:

- a) Copy of complete docket record where non-received communication would have been docketed had it been received.



Country Application

Monday, May 19, 2003

Client Matter: 20002-0041 **Country:** US **SubCase:**

Client: Titleist and Pinnacle Golf Bal United States of America

Case Type: ORD **Application Status:** Published

Application Number: 09/833667 **Filing Date:** 13-Apr-2001

Patent Number: **Issue Date:**

Publication Number: 02-0187857 **Publication Date:** 12-Dec-2002

Priority Number: **Priority Date:**

Tax Schedule: LE **Expiration Date:**

Tax Start Date:

Agent:

Agent Reference Number:

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List Of Actions

Action(s) Du	Due Date	Action Taken	
Assignment	13-Apr-2001		13-Apr-2001
Filing Receipt	13-Jul-2001	Reminder	05-Jul-2001
Information Disclosure Stmt	13-Jul-2001	Due Date	13-Jul-2001
Notice of Recordation	13-Oct-2001	Due Date	13-Jul-2001
Foreign Filing Remind-9 months	13-Jan-2002	Reminder	13-Jan-2002
Foreign Filing Remind-11 month	13-Mar-2002	Reminder	08-Mar-2002
Revocation and POA	20-Mar-2002		20-Mar-2002
Foreign Filing Remind-11.5 mon	28-Mar-2002	Reminder	28-Mar-2002
Foreign Filing Due	13-Apr-2002	Final	12-Apr-2002
Projected Publication Date	17-Oct-2002	Reminder	12-Dec-2002
Acceptance Revocation & POA	13-Dec-2002	Due Date	
Status 1st Office Action	13-Jan-2003	Due Date	
Status 1st Office Action	30-Mar-2003	Due Date	
Notice of Abandonment	18-Apr-2003		15-May-2003
Status 1st Office Action	30-Apr-2003	Due Date	
Petition to Revive	14-Jul-2003	Final	
Request for Examination	13-Apr-2004	Due Date	

Remarks: Confirmation No. 1721

User ID: krm

Date Created: 16-Oct-2001



APPENDIX B
COPY OF REVOCATION AND POWER OF ATTORNEY FILED MARCH 20, 2002

A copy of the following documents are attached:

- a) Postcard stamped by USPTO on March 20, 2002;
- b) March 20, 2002 Revocation and Power of Attorney indicating change of representation and correspondence;
- c) Transmittal Form; and
- d) Copies of Assignment Documents.

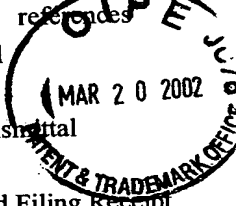
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TECHNOLOGY CENTER R3700



Application No. 09/833,667	Docket No. 20002-0041
Applicant: M. KUNTIMADDI <i>et al.</i>	Atty.: John P. Mulgrew
Date Submitted: March 20, 2002	

The following was/were received in the U.S. Patent and Trademark Office on the date stamped hereon.

<input type="checkbox"/>	Amendment (or Response)	<input type="checkbox"/>	IDS w/ 1449 & references
<input type="checkbox"/>	Petition for Mo. Ext. of Time	<input type="checkbox"/>	Issue Fee Transmittal
<input type="checkbox"/>	Resp.to Msg. Prts & Copy of Notice	<input type="checkbox"/>	Appeal Brief
<input type="checkbox"/>	Executed Declaration and POA	<input type="checkbox"/>	Maintenance fee transmittal
<input type="checkbox"/>	Priority Documents	<input type="checkbox"/>	Request for Refund
<input type="checkbox"/>	Assignment & Cover Sheet	<input type="checkbox"/>	Request for corrected Filing Receipt
<input type="checkbox"/>	Req. to Approve Drawing Changes	<input checked="" type="checkbox"/>	Other: (1) Revocation and POA; (2) copies of Notice of Recordation of Assignment Document, Recordation Form Cover Sheet, and Assignment
<input type="checkbox"/>	Sheet(s) formal drawings	<input type="checkbox"/>	Deposit Account Authorization
<input checked="" type="checkbox"/>	Transmittal Form	<input type="checkbox"/>	Fee Transmittal



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JUN 04 2003

TECHNOLOGY CENTER R3700



114-000
UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
ASSISTANT SECRETARY AND COMMISSIONER
OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

JULY 13, 2001

PTAS



101699130A

PENNIE & EDMONDS LLP
JEFFREY A. WOLFSON
1667 K STREET, N.W.
WASHINGTON, D.C. 20006

UNITED STATES PATENT AND TRADEMARK OFFICE
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 04/13/2001

REEL/FRAME: 011739/0709

NUMBER OF PAGES: 4

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:

KUNTIMADDI, MANJARI

DOC DATE: 04/12/2001

ASSIGNOR:

WU, SHENSHEN

DOC DATE: 04/12/2001

ASSIGNOR:

HARRIS, KEVIN M.

DOC DATE: 04/12/2001

ASSIGNOR:

RAJAGOPALAN, MURALI

DOC DATE: 04/12/2001

ASSIGNOR:

BULPETT, DAVID A.

DOC DATE: 04/12/2001

ASSIGNOR:

LUTZ, MITCHELL E.

DOC DATE: 04/12/2001

ASSIGNEE:

ACUSHNET COMPANY
333 BRIDGE STREET
FAIRHAVEN, MASSACHUSETTS 02719-4900

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JUN 08 2003
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DMW

O.K. for filing

011739/0709 PAGE 2

SERIAL NUMBER: 09833667
PATENT NUMBER:

FILING DATE: 04/13/2001
ISSUE DATE:

MARCUS KIRK, EXAMINER
ASSIGNMENT DIVISION
OFFICE OF PUBLIC RECORDS

4/13/01



05-02-2001

 RECORDATION FORM COVER SHEET
PATENTS ONLY

Attorney Docket Number 174-885



101699130

ABLE COMMISSIONER OF PATENTS AND TRADEMARKS

 Box PATENT APPLICATION
 Washington, DC 20231

Please record the attached original documents or copy thereof.

JC971 U.S. PTO
09/833667

04/13/01

1. Name of conveying party(ies):

Manjari KUNTIMADDI
 Shenshen WU
 Kevin M. HARRIS
 Murali RAJAGOPALAN
 David A. BULPETT
 Mitchell E. LUTZ

2. Name and address of receiving party(ies):

ACUSHNET COMPANY
 333 Bridge Street
 Fairhaven, MA 02719-4900

Additional name(s) of conveying party(ies) attached? ☐ Yes ☒ No

3. Nature of conveyance:

- ☒ Assignment ☐ Merger
☐ Security Agreement ☐ Change of Name
☐ Other _____

Execution Date: April 12, 2001
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 JUN 04 2003
 TECHNOLOGY CENTER R3700
4. Application number(s) or patent number(s): 091833667
 If this document is being filed together with a new application, the execution date of the application is: April 12, 2001

A. Patent Application No.(s) _____

B. Patent No.(s) _____

Additional numbers attached? ☐ Yes ☒ No

5. Name and address of party to whom correspondence concerning document should be mailed:

PENNIE & EDMONDS LLP
 1667 K Street, N.W.
 Washington, D.C. 20006

6. Number of applications and patents involved: 1
 7. Total fee (37 CFR 3.41):.....\$ 40.00
 Please charge to the deposit account listed in Section 8.
8. Deposit account number: 16-1150

1/30/2001 DDYRNE 00000146 161150 09833667

FC:581 40.00 CH DO NOT USE THIS SPACE

9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Jeffrey A. Wolfson (42,234)
 James G. Markey Reg. No. 31,636

Signature

Date

4/13/01

Total number of pages including cover sheet:

4

ASSIGNMENT

WHEREAS, WE, Manjari KUNTIMADDI, Shenshen WU, Kevin M. HARRIS, Murali RAJAGOPALAN, David A. BULPETT, and Mitchell E. LUTZ, ASSIGNORS, citizens of India, the United States, the United States, the United States, the United States, and the United States, respectively, residing at 1261 Church Street, #13, New Bedford, MA 02745, 334 Old Westport Road, North Dartmouth, MA 02747, 65 Ryan Street, New Bedford, MA 02740, 11 Flagship Drive, South Dartmouth, MA 02748, 45 East Springfield Street, Boston, MA 02118, and 55 Cedar Street, Fairhaven, MA 02719, respectively, are the inventors of the invention in GOLF BALLS CONTAINING INTERPENETRATING POLYMER NETWORKS, for which we have executed an application for a Patent of the United States

- ☒ which is executed on ☒ even date herewith or ☐ _____
- ☒ which is identified by Pennic & Edmonds LL docket no. 174-885
- ☐ which was filed on , Application No. _____

and WHEREAS, Acushnet Company, a corporation of the State of Delaware, having a place of business at 333 Bridge Street, Fairhaven, MA 02719-4900, ASSIGNEE is desirous of obtaining our entire right, title and interest in, to and under the said invention and the said application:

NOW, THEREFORE, in consideration of the sum of One Dollar (\$1.00) to us in hand paid, and other good and valuable consideration, the receipt of which is hereby acknowledged, we, the said ASSIGNORS, have sold, assigned, transferred and set over, and by these presents do hereby sell, assign, transfer and set over, unto the said ASSIGNEE, its successors, legal representatives and assigns, our entire right, title and interest in, to and under the said invention, and the said United States application and all divisions, renewals and continuations thereof, and all Patents of the United States which may be granted thereon and all reissues and extensions thereof; and all applications for industrial property protection, including, without limitation, all applications for patents, utility models, and designs which may hereafter be filed for said invention in any country or countries foreign to the United States, together with the right to file such applications and the right to claim for the same the priority rights derived from said United States application under the Patent Laws of the United States, the International Convention for the Protection of Industrial Property, or any other international agreement or the domestic laws of the country in which any such application is filed, as may be applicable; and all forms of industrial property protection, including, without limitation, patents, utility models, inventors' certificates and designs which may be granted for said invention in any country or countries foreign to the United States and all extensions, renewals and reissues thereof;

AND WE HEREBY authorize and request the Commissioner of Patents and Trademarks of the United States, and any Official of any country or countries foreign to the United States, whose duty it is to issue patents or other evidence or forms of industrial property protection on applications as aforesaid, to issue the same to the said ASSIGNEE, its successors, legal representatives and assigns, in accordance with the terms of this instrument.

AND WE HEREBY covenant and agree that we have full right to convey the entire interest herein assigned, and that we have not executed, and will not execute, any agreement in conflict herewith.

AND WE HEREBY further covenant and agree that we will communicate to the said ASSIGNEE, its successors, legal representatives and assigns, any facts known to us respecting said invention, and testify in any legal proceeding, sign all lawful papers, execute all divisional, continuing, reissue and foreign applications, make all rightful oaths, and generally do everything possible to aid the said ASSIGNEE, its successors, legal representatives and assigns, to obtain and enforce proper protection for said invention in all countries.

IN TESTIMONY WHEREOF, We hereunto set our hands and seals the day and year set opposite our respective signatures.

Date 12th April, 2001 K. Manjari L.S.
Manjari KUNTIMADDI

State of Massachusetts }
County of Bristol } SS.:

On April 12, 2001, before me, JoAnn L. Fernandes, Notary Public, personally appeared Manjari KUNTIMADDI, personally known to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal

JoAnn L. Fernandes
Notary Commission Expires: 8/31/01

Date 4/12, 2001 Shenshen WU L.S.
Shenshen WU

State of Massachusetts }
County of Bristol } SS.:

On April 12, 2001, before me, JoAnn L. Fernandes, Notary Public, personally appeared Shenshen WU, personally known to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal

JoAnn L. Fernandes
My Commission Expires: 8/31/01

Date 12 April, 2001 Kevin M. HARRIS L.S.

State of Massachusetts }
County of Bristol } SS.:

On April 12, 2001, before me, JoAnn L. Fernandes, Notary Public, personally appeared Kevin M. HARRIS, personally known to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal

JoAnn L. Fernandes
My Commission Expires: 8/31/01

Date APRIL 12, 2001 M. Rajagopal L.S.
Murali RAJAGOPALAN

State of Massachusetts }
County of Bristol } SS.:

On April 12, 2001, before me, JoAnn L. Fernandes, Notary Public, personally appeared Murali RAJAGOPALAN, personally known to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal

JoAnn L. Fernandes
My Commission Expires: 8/31/01

Date 4/12, 2001 David A. Bulpett L.S.
David A. BULPETT

State of Massachusetts }
County of Bristol } SS.:

On April 12, 2001, before me, JoAnn L. Fernandes, Notary Public, personally appeared David A. BULPETT, personally known to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal

JoAnn L. Fernandes
My Commission Expires: 8/31/01

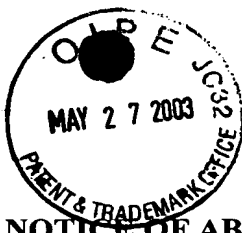
Date APRIL 12, 2001 Mitchell E. Lutz L.S.
Mitchell E. LUTZ

State of Massachusetts }
County of Bristol } SS.:

On April 12, 2001, before me, JoAnn L. Fernandes, Notary Public, personally appeared Mitchell E. LUTZ, personally known to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal

JoAnn L. Fernandes
My Commission Expires: 8/31/01



APPENDIX C
COPY OF NOTICE OF ABANDONMENT RECEIVED ON MAY 15, 2002

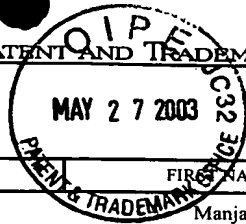
A copy of the following documents are attached:

- a) Notice of Abandonment dated April 18, 2003, including received date stamps from Pennie & Edmonds LLP and Swidler Berlin Shereff Friedman LLP; and
- b) Envelope date stamped by U.S. Postal Service on May 12, 2003, received at Swidler Berlin Shereff Friedman, LLP on May 15, 2003.

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JUN 0 8 2003
TECHNOLOGY CENTER R3700



UNITED STATES PATENT AND TRADEMARK OFFICE



UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/833,667	04/13/2001	Manjari Kuntimaddi	174-885	1721

20582 7590 04/18/2003

PENNIE & EDMONDS LLP
1667 K STREET NW
SUITE 1000
WASHINGTON, DC 20006

EXAMINER

HUNTER, ALVIN A

ART UNIT PAPER NUMBER

3711

DATE MAILED: 04/18/2003

Please find below and/or attached an Office communication concerning this application or proceeding.

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JUN 04 2003

TECHNOLOGY CENTER HC/00

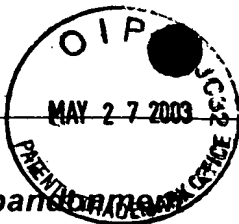
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APR 22 2003

for filing

MAY 15 2003

20002-0041-SBS
DOCKETED km
5/15/03
Petition to Revoke 7/14/03



Notice of Abandonment

Application No.

09/833,667

Examiner

Alvin A. Hunter

Applicant(s)

KUNTIMADDI ET AL.

Art Unit

3711

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

This application is abandoned in view of:

1. ☒ Applicant's failure to timely file a proper reply to the Office letter mailed on 02 October 2002.
 - (a) ☐ A reply was received on _____ (with a Certificate of Mailing or Transmission dated _____), which is after the expiration of the period for reply (including a total extension of time of _____ month(s)) which expired on _____.
 - (b) ☒ A proposed reply was received on _____, but it does not constitute a proper reply under 37 CFR 1.113 (a) to the final rejection.
(A proper reply under 37 CFR 1.113 to a final rejection consists only of: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114).
 - (c) ☐ A reply was received on _____ but it does not constitute a proper reply, or a bona fide attempt at a proper reply, to the non-final rejection. See 37 CFR 1.85(a) and 1.111. (See explanation in box 7 below).
 - (d) ☒ No reply has been received.
2. ☐ Applicant's failure to timely pay the required issue fee and publication fee, if applicable, within the statutory period of three months from the mailing date of the Notice of Allowance (PTOL-85).
 - (a) ☐ The issue fee and publication fee, if applicable, was received on _____ (with a Certificate of Mailing or Transmission dated _____), which is after the expiration of the statutory period for payment of the issue fee (and publication fee) set in the Notice of Allowance (PTOL-85).
 - (b) ☐ The submitted fee of \$_____ is insufficient. A balance of \$_____ is due.
The issue fee required by 37 CFR 1.18 is \$_____. The publication fee, if required by 37 CFR 1.18(d), is \$_____.
 - (c) ☐ The issue fee and publication fee, if applicable, has not been received.
3. ☐ Applicant's failure to timely file corrected drawings as required by, and within the three-month period set in, the Notice of Allowability (PTO-37).
 - (a) ☐ Proposed corrected drawings were received on _____ (with a Certificate of Mailing or Transmission dated _____), which is after the expiration of the period for reply.
 - (b) ☐ No corrected drawings have been received.
4. ☐ The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.
5. ☐ The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a)) upon the filing of a continuing application.
6. ☐ The decision by the Board of Patent Appeals and Interference rendered on _____ and because the period for seeking court review of the decision has expired and there are no allowed claims.
7. ☐ The reason(s) below:

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JUN 08 2003

TECHNOLOGY CENTER

Paul T. Sewell
Supervisory Patent Examiner
Group 3700

Petitions to revive under 37 CFR 1.137(a) or (b), or requests to withdraw the holding of abandonment under 37 CFR 1.181, should be promptly filed to minimize any negative effects on patent term.

S. Patent and Trademark Office
TO-1432 (Rev. 04-01)

Notice of Abandonment

Part of Paper No. 4

FIRST-CLASS
FIRST-CLASS
FIRST-CLASS
FIRST-CLASS



MAY 15 2003



First Class Mail
First Class Mail

PENNIE & EDMONDS LLP 1667 K STREET, N.W. WASHINGTON, DC 20006	To: JOHN MULGREW, ESQ SWIDLER BERLIN SHEREFF FRIEDMAN, LLP 3000 K STREET, N.W. SUITE 300 WASHINGTON, D.C. 20007
--	--

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